

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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CENTRAL FAX CENTER
AUG 27 2004

First Named
Inventor : Steven J. Poll
Appln. No. : 09/803,453
Filed : March 8, 2001
Title : OUTBOARD MOTOR SUPPORT
DEVICE
Docket No. : P405.12-0002

Group Art Unit: 3617
Examiner: Avila, Stephen P.

CERTIFICATION OF TELEFACSIMILE TRANSMISSION

703-872-9306

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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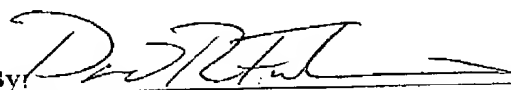
1. Letter
2. Copy of Amendment
3. Copy of Supplemental Declaration

KINNEY & LANGE, P.A.

Date:

8/27/04

By:



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LETTER

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SENT VIA FACSIMILE

Dear Examiner Avila:

On July 12, 2004, an Amendment was filed responding to the Office Action dated April 30, 2004. However, in a Communication received from the Patent Office dated August 17, 2004, the Amendment was considered non-compliant because it failed to meet the requirements of 37 C.F.R. 1.121. The above-identified application is for a reissue application, and is subject to 37 C.F.R. 1.173 and not 37 C.F.R. 1.121. Therefore, Applicant believes that the Notice of Non-Compliant Amendment is improper in this case.

Pursuant to the Examiner's suggestion from the phone call on August 26, 2004, Applicant is responding to the improper Notice of Non-Compliant Amendment. Also, Applicant has attached to this communication the Amendment and Supplemental Declaration that applicant filed on July 12, 2004.

Inventor: Steven J. Poll

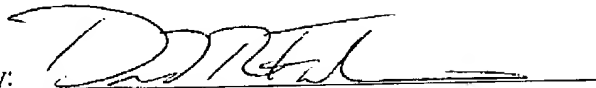
Serial No.: 09/803,453

-2-

Respectfully submitted,

KINNEY & LANGE, P.A.

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